



FLOOR AMENDMENT NO. _____

By: Biedermann

Amend C.S.H.B. 1927 (house committee report) as follows:

(1) Add the following appropriately numbered SECTIONS and renumber the subsequent SECTIONS of the bill accordingly:

SECTION ____ Chapter 51, Education Code, is amended by adding Subchapter Z-1, and a heading is added to that subchapter to read as follows:

SUBCHAPTER Z-1. MISCELLANEOUS PROVISIONS RELATING TO FIREARMS

SECTION ____ Sections 411.2031 and 411.2032, Government Code, are transferred to Subchapter Z-1, Chapter 51, Education Code, as added by this Act, redesignated as Sections 51.991, 51.992, and 51.993, Education Code, and amended to read as follows:

Sec. 51.991. DEFINITIONS [~~411.2031. CARRYING OF HANDGUNS BY LICENSE HOLDERS ON CERTAIN CAMPUSES~~]. [(a)] For purposes of this subchapter [~~section~~]:

(1) "Campus" means all land and buildings owned or leased by an institution of higher education or private or independent institution of higher education.

(2) "Institution of higher education" and "private or independent institution of higher education" have the meanings assigned by Section 61.003[~~7, Education Code~~].

(3) "Premises" has the meaning assigned by Section 46.03 [~~46.035~~], Penal Code.

Sec. 51.992. CARRYING OF HANDGUNS ON CERTAIN CAMPUSES. (a) [(b)] A person who is not otherwise prohibited by law from carrying a handgun [~~license holder~~] may carry a [~~concealed~~] handgun in a concealed manner [~~on or about the license holder's person~~] while the person [~~license holder~~] is on the campus of an institution of higher education or private or independent institution of higher education in this state.

1 (b) [~~(e)~~] Except as provided by Subsection (c), (d), [~~(d-~~
2 ~~1)~~], or (h) [~~(e)~~], an institution of higher education or private
3 or independent institution of higher education in this state may
4 not adopt any rule, regulation, or other provision prohibiting a
5 person who is not otherwise prohibited by law from carrying a
6 handgun [~~license holders~~] from carrying a handgun [~~handguns~~] on
7 the campus of the institution.

8 (c) [~~(d)~~] An institution of higher education or private or
9 independent institution of higher education in this state may
10 establish rules, regulations, or other provisions concerning the
11 storage of handguns in dormitories or other residential facilities
12 that are owned or leased and operated by the institution and
13 located on the campus of the institution.

14 (d) [~~(d-1)~~] After consulting with students, staff, and
15 faculty of the institution regarding the nature of the student
16 population, specific safety considerations, and the uniqueness of
17 the campus environment, the president or other chief executive
18 officer of an institution of higher education in this state shall
19 establish reasonable rules, regulations, or other provisions
20 regarding the carrying of concealed handguns [~~by license holders~~]
21 on the campus of the institution or on premises located on the
22 campus of the institution. The president or officer may not
23 establish provisions that generally prohibit or have the effect of
24 generally prohibiting a person who is not otherwise prohibited by
25 law from carrying a handgun [~~license holders~~] from carrying
26 concealed handguns on the campus of the institution. The president
27 or officer may amend the provisions as necessary for campus safety.
28 The provisions take effect as determined by the president or
29 officer unless subsequently amended by the board of regents or
30 other governing board under Subsection (e) [~~(d-2)~~]. The
31 institution must give effective notice under Section 30.06, Penal
32 Code, with respect to any portion of a premises that is subject to

1 provisions established by the institution under this subsection
2 ~~[on which license holders may not carry]~~.

3 (e) ~~[(d-2)]~~ Not later than the 90th day after the date that
4 the rules, regulations, or other provisions are established as
5 described by Subsection (d) ~~[(d-1)]~~, the board of regents or other
6 governing board of the institution of higher education shall review
7 the provisions. The board of regents or other governing board
8 may, by a vote of not less than two-thirds of the board, amend
9 wholly or partly the provisions established under Subsection (d)
10 ~~[(d-1)]~~. If amended under this subsection, the provisions are
11 considered to be those of the institution as established under
12 Subsection (d) ~~[(d-1)]~~.

13 (f) ~~[(d-3)]~~ An institution of higher education shall widely
14 distribute the rules, regulations, or other provisions described
15 by Subsection (d) ~~[(d-1)]~~ to the institution's students, staff,
16 and faculty, including by prominently publishing the provisions on
17 the institution's Internet website.

18 (g) ~~[(d-4)]~~ Not later than September 1 of each even-numbered
19 year, each institution of higher education in this state shall
20 submit a report to the legislature and to the standing committees
21 of the legislature with jurisdiction over the implementation and
22 continuation of this section that:

23 (1) describes its rules, regulations, or other
24 provisions regarding the carrying of concealed handguns on the
25 campus of the institution; and

26 (2) explains the reasons the institution has
27 established those provisions.

28 (h) ~~[(e)]~~ A private or independent institution of higher
29 education in this state, after consulting with students, staff,
30 and faculty of the institution, may establish rules, regulations,
31 or other provisions prohibiting a person, including a person who
32 is not otherwise prohibited by law from carrying a handgun,

1 ~~[license holders]~~ from carrying a handgun ~~[handguns]~~ on the campus
2 of the institution, any grounds or building on which an activity
3 sponsored by the institution is being conducted, or a passenger
4 transportation vehicle owned by the institution.

5 Sec. 51.993 ~~[411.2032]~~. TRANSPORTATION AND STORAGE OF
6 FIREARMS AND AMMUNITION ~~[BY LICENSE HOLDERS]~~ IN PRIVATE VEHICLES
7 ON CERTAIN CAMPUSES. ~~[(a) For purposes of this section:~~

8 ~~[(1) "Campus" means all land and buildings owned or~~
9 ~~leased by an institution of higher education or private or~~
10 ~~independent institution of higher education.~~

11 ~~[(2) "Institution of higher education" and "private or~~
12 ~~independent institution of higher education" have the meanings~~
13 ~~assigned by Section 61.003, Education Code.~~

14 ~~[(b)]~~ An institution of higher education or private or
15 independent institution of higher education in this state may not
16 adopt or enforce any rule, regulation, or other provision or take
17 any other action, including posting notice under Section 30.06 or
18 30.07, Penal Code, prohibiting or placing restrictions on the
19 storage or transportation of a firearm or ammunition in a locked,
20 privately owned or leased motor vehicle by a person, including a
21 student enrolled at that institution, who is not otherwise
22 prohibited by law from carrying ~~[holds a license to carry a handgun~~
23 ~~under this subchapter and lawfully possesses]~~ the firearm or
24 ammunition:

25 (1) on a street or driveway located on the campus of
26 the institution; or

27 (2) in a parking lot, parking garage, or other parking
28 area located on the campus of the institution.

29 SECTION _____. Sections 411.208(a), (b), and (d), Government
30 Code, are amended to read as follows:

31 (2) Strike page 5, lines 4 through 7.
32

1 (3) Strike page 12, lines 5 through 12, and substitute the
2 following:

3 (B) the person possesses or goes with a concealed
4 handgun that the person is not otherwise prohibited by law from
5 carrying [~~licensed to carry under Subchapter H, Chapter 411,~~
6 ~~Government Code~~], and no other weapon to which this section
7 applies, on the premises of an institution of higher education or
8 private or independent institution of higher education, on any
9 grounds or building on which an activity sponsored by the
10 institution is being conducted, or in a passenger transportation
11 vehicle of the institution;

12 (4) Strike page 13, line 24 through page 15, line 3, and
13 substitute the following:

14
15 (a-2) Notwithstanding Section 46.02(a-5), a person commits
16 an offense if the person carries a partially or wholly visible
17 handgun, regardless of whether the handgun is holstered, and
18 intentionally or knowingly displays the handgun in plain view of
19 another person:

20 (1) on the premises of an institution of higher
21 education or private or independent institution of higher
22 education; or

23 (2) on any public or private driveway, street, sidewalk
24 or walkway, parking lot, parking garage, or other parking area of
25 an institution of higher education or private or independent
26 institution of higher education.

27 (a-3) Notwithstanding Subsection (a) or Section 46.02(a-5),
28 a person commits an offense if the person carries a handgun on the
29 campus of a private or independent institution of higher education
30 in this state that has established rules, regulations, or other
31 provisions prohibiting a person from carrying a handgun under
32 Section 51.992(h), Education Code, or on the grounds or building
33 on which an activity sponsored by the institution is being
34 conducted, or in a passenger transportation vehicle of the

1 institution, regardless of whether the handgun is concealed,
2 provided the institution gives effective notice under Section
3 30.06.

4 (a-4) Notwithstanding Subsection (a) or Section 46.02(a-5),
5 a person commits an offense if the person intentionally carries a
6 concealed handgun on a portion of a premises located on the campus
7 of an institution of higher education in this state on which the
8 carrying of a concealed handgun is prohibited by rules,
9 regulations, or other provisions established under Section
10 51.992(d), Education Code, provided the institution gives
11 effective notice under Section 30.06 with respect to that portion.

12 (5) In SECTION 21, insert the following appropriately
13 numbered subsection and renumber subsequent subsections
14 accordingly:

15 (___) Section 411.208(f), Government Code;